

RESOLUTION NO. 89-43

RESOLUTION OVERRULING OBJECTIONS AND PROCEEDING WITH ABATEMENT

BEFORE THE CITY COUNCIL OF THE CITY OF LODI IN THE MATTER OF

Overruling Objections and       )  
Determining to Proceed with    )  
Abatement                        )       RESOLUTION NO. 89-43

The City Council adopted Resolution No. 89-28 on March 22, 1989, under which terms, the City Council elected to proceed under Government Code sections 39501-39588 and did declare as a public nuisance all weeds growing upon streets, sidewalks and private property in the City, and all rubbish, refuse and dirt upon parkways, sidewalks and private property in the City; and

A public hearing was held on April 19, 1989 and no objections to the proposed removal of weeds, rubbish, refuse and dirt were made or presented either in writing or orally;

NOW, THEREFORE, IT IS FOUND, DETERMINED AND ORDERED AS FOLLOWS:

(1) On March 22, 1989, the City Council elected to proceed under Government Code sections 39501-39588 and did declare as a public nuisance, all weeds growing upon the streets, sidewalks and private property in the City, and all rubbish, refuse and dirt upon parkways, sidewalks and private property in the city, all as more particularly described in Resolution No. 89-28 adopted March 22, 1989.

(2) The City Council fixed April 19, 1989 at the hour of 7:30 o'clock p.m., in the City Hall Council Chambers, 221 West Pine Street, Lodi, California as the time and place for hearing all objections to the proposal of removal of weeds, rubbish, refuse and dirt; and the Public Works Director was designated as the person to perform the duties imposed by Government Code sections 39560-39588 upon the superintendent, and he did prepare notices to destroy weeds and remove rubbish, refuse and dirt, and did in the time and manner prescribed by law, cause copies of the notice to be conspicuously posted on or in front of the property where the nuisance exists; and the City did mail written notice of the proposed abatement to all persons owning property described in Resolution No. 89-28, in the time, form and manner prescribed by law.

(3) The City Council did hold a public hearing on April 19, 1989 and no objections either written or oral to the proposed removal of weeds, rubbish, refuse and dirt were presented, and the hearing was closed on April 19, 1989.

(4) The superintendent is ordered to abate the nuisance declared by Resolution No. 89-43 by having the weeds, rubbish, refuse and dirt removed and for this purpose, on those parcels shown on the attached exhibit (Exhibit A), the superintendent may enter upon private property to abate the nuisance. Before the superintendent arrives, any property owner may remove the weeds, rubbish, refuse and dirt at his own expense.

(5) The superintendent or the contractor awarded the work, as the case may be, shall keep an account of the cost of abatement in front of or on each separate parcel of land where the work is done and shall submit to the City Council for consideration, hearing of objections, modification and confirmation, an itemized written report showing this cost, all as more particularly prescribed by Government Code section 39574.

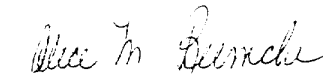
Adopted by the City Council of the City of Lodi April 19, 1989  
by the following vote:

Ayes: Council Members - Hinchman, Olson, Reid, Pinkerton and  
Snider (Mayor)

Noes: Council Members - None

Absent: Council Members - None

Attest:



ALICE M. REIMCHE  
City Clerk

Approved as to form



BOB McNATT  
City Attorney

# APPENDIX

THIS DATA WAS OBTAINED AND USED BY MEMBERS OF THE FIELD INVESTIGATION BOARD

If you have any questions concerning the contents of this report, please contact Inspector Don Haselinson.

AREA	DATE	INVESTIGATOR	DESCRIPTION OF PROPERTY LOCATION
13	01-01-73	Carl Yearing	521 N. CHESTER LN. - VOLUNT AREA TO THE WEST
14	01-01-73	D. H. & Lucile Ford	609 E. LOCUST ST. - ALL OF FIELD AREA EAST OF 639 E. LOCUST ST.
15	01-01-73	E. A. & Dianne Borden	425 N. CLIFF AVE. - VOLUNT LOT
16	01-01-73	Wm. Borch, Inc.	122 N. 1ST ST. - VOLUNT AREA 637 N. CLIFF (649-640-36) E. OF 1200 N. 1ST VOLUNT AREA
17	01-01-73	Arthur Hootch, Jr.	1015 E. 1ST ST. - VOLUNT LOT
18	01-01-73	Paul Larson	207 N. HOBSON LN. - VOLUNT LOT 72 OF 121-73 RESUBDIVISION AND 100-100 LOT
19	01-01-73	Shelton Graham	127 N. HOBSON LN. - 100-100 LOT 70-73 N. HOBSON LN. - VOLUNT AREA
20	01-01-73	Shelton Graham	603 E. 1ST ST. - VOLUNT AREA 600-601 SITE (CONDEMNATED ESTATE)
21	01-01-73	Henry Mat	682 E. 1ST ST. - VOLUNT AREA 600-601 SITE (CONDEMNATED ESTATE)
22	01-01-73	Carlton Industrial Park	130 E. 1ST ST. - 600-601 SITE (CONDEMNATED ESTATE) 600-601 SITE 72, FROM 1ST ST. TO 1ST ST. VOL. YD. VOLUNT AREA
23	01-01-73	Robert L. & G. G. Galt	100 N. CLIFF AVE. - VOLUNT AREA NORTH OF 214 N. CLIFF AVE.
24	01-01-73	James H. Borch	100 N. CLIFF AVE. - LOT
25	01-01-73	E. Borch	701 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
26	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
27	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
28	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
29	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
30	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
31	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
32	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
33	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
34	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
35	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
36	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
37	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
38	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
39	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
40	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
41	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
42	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
43	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
44	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
45	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
46	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
47	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
48	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
49	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.
50	01-01-73	Robert Borch, Inc. et al	130 E. 1ST ST. - VOLUNT 600-601 SITE OF 100-100 LOT 72, 1ST ST.

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the authors are grateful to the referees for their helpful comments and suggestions.

2276	04-01-17	027 2700 41	Porter, E. L. & A. A. L. Porter	1971 BEEHIVE DR., WOODHUT LOT 26
2277	04-01-17	027 2700 03	Porter, E. L. & A. A. L. Porter	2305 CEDARHILL DR., WOODHUT LOT 26
2279	04-01-17	027 2700 05	Porter, E. L. & A. A. L. Porter	2415 CEDARHILL DR., WOODHUT LOT 27
2280	04-01-17	027 2700 16	Porter, E. L. & A. A. L. Porter	2425 CEDARHILL DR., WOODHUT LOT 28
2281	04-01-17	027 2700 17	Porter, E. L. & A. A. L. Porter	2547 CEDARHILL DR., WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2283	04-01-17	027 2700 17	Porter, E. L. & A. A. L. Porter	2554 DR. CEDARHILL DR., WOODHUT LOT 30
2287	04-01-17	027 2700 49	L. H. Porter, Porter, E. L., et al	1125 CEDARHILL T. WOODHUT LOT 25
2288	04-01-17	027 2700 30	John H. Thompson, Jr.	1142 CEDARHILL T. WOODHUT LOT 65
2289	04-01-17	027 2700 76	L. H. Porter, Porter, E. L., et al	1175 CEDARHILL T. WOODHUT LOT 61
2292	04-01-17	027 2700 28	Porter, E. L. & A. A. L. Porter	2127 DR. CEDARHILL T. WOODHUT LOT 53
2293	04-01-17	027 2700 26	C. F. Turner, Development	2209 ST. CEDARHILL DR., WOODHUT LOT 51
2294	04-01-17	027 2700 01	Thompson, E. & A. L. Thompson	1175 CEDARHILL DR., WOODHUT CORNER LOT 1
2295	04-01-17	027 2700 23	Woodbury, John, et al	2040 DR. CEDARHILL T. WOODHUT LOT 6
2296	04-01-17	027 2700 10	Porter, E. L. & A. A. L. Porter	1411 CEDARHILL DR., WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2297	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2298	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2299	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2300	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2301	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2302	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2303	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2304	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2305	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2306	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2307	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2308	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2309	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2310	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2311	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2312	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2313	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2314	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2315	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2316	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2317	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2318	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2319	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2320	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2321	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR. CEDARHILL T. WOODHUT INTERSECT DR., WOODHUT CORNER LOT 31
2322	04-01-17	027 2700 04	Porter, E. L. & A. A. L. Porter	1406 DR